IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 15TH MARCH 2007 / 24TH PHALGUNA 1928

Bail Appl..No. 1249 of 2007()

O.R.No.14/06 of Vandampathal Forest Station

: PETITIONERS/ACCUSED NOS.2 AND 3

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1. THOMAS P.K. S/O.KURIAN,
PARACKAL, KARINILAM P.O.

2. PRASANNAN C.R., S/O.RAMANKUTTY,
SANKARATH HOUSE, KARINILAM P.O.

BY ADV. SRI.LIJI.J.VADAKEDOM

RESPONDENTS: STATE OF KERALA,

STATE OF KERALA REPRESENTED BY ITS
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 15/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 1249 OF 2007 A

Dated this the 15th day of March, 2007

O R D E R

Petitioners, who are accused Nos.2 and 3 in O.R.No.14/06 of Vandampathal Forest Station for offences punishable under sections 27(1)(e)(iii) and (iv) of the Kerala Forest Act, seek anticipatory bail.

2. Learned Public Prosecutor opposed the application.

3. The case of the prosecution is that the petitioners along with the others encroached upon the reserve forest and cut and removed three teak trees standing thereon with the connivance of the forest officers.

4. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioners should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioners surrender before the Magistrate concerned and file an application for regular bail, within a period of two weeks from today, the same shall be considered and disposed of, preferably on the same date on which it is filed.

This application is disposed of as above.

(V. RAMKUMAR, JUDGE)

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